

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

RECLAIM THE RECORDS and ALEC  
FERRETTI,

Plaintiffs,

- against -

UNITED STATES DEPARTMENT OF STATE,

Defendant.

**No. 23-CV-1471**

**DECLARATION OF  
DAVID B. RANKIN  
IN OPPOSITION TO  
DEFENDANT'S MOTION FOR  
SUMMARY JUDGMENT AND IN  
SUPPORT OF CROSS-MOTION  
FOR SUMMARY JUDGMENT**

I, David B. Rankin, an attorney duly licensed to practice law in this Court, pursuant to 28 U.S.C. § 1746, do hereby declare under penalties of perjury:

1. I am a partner at Beldock Levine & Hoffman LLP, attorneys for Plaintiffs and am well-familiar with the facts of this case. I submit this declaration in opposition to Defendant's Motion for Summary Judgment and in support of Plaintiffs' Cross-Motion for Summary Judgment pursuant to Fed. R. Civ. P. 56.

2. Annexed hereto are true and accurate copies of the following exhibits:

- a. Exhibit 1: Plaintiff's FOIA request to the Department of State dated July 30, 2017.
- b. Exhibit 2: Defendant's letter acknowledging Plaintiff's request dated August 23, 2017.
- c. Exhibit 3: Plaintiff's status request email dated October 23, 2017 and Defendant's response email dated October 25, 2017.
- d. Exhibit 4: Plaintiff's status request email dated June 13, 2018 and Defendant's response email dated June 13, 2018.

- e. Exhibit 5: Plaintiff's status request email dated January 17, 2019 and Defendant's response email dated March 8, 2019.
- f. Exhibit 6: Plaintiff's status request email dated December 17, 2019 and Defendant's response email dated December 18, 2019.
- g. Exhibit 7: Plaintiff's status request email dated May 6, 2021 and Defendant's response email dated May 14, 2021.
- h. Exhibit 8: Defendant's email dated June 10, 2021 and Plaintiff's response email dated June 10, 2021, with 30-page attachment of U.S. Department of State Records Schedule, Chapter 13: Passport Records.
- i. Exhibit 9: Privacy Impact Assessment, Passport Information Electronic Records System (PIERS), dated 10/2020, *downloaded from* <https://www.state.gov/wp-content/uploads/2020/11/Passport-Information-Electronic-Records-System-PIERS-PIA.pdf> (last accessed February 18, 2024).

Dated: February 19, 2024  
New York, New York

Respectfully submitted,

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